

POLICY

DIA RELATIONSHIPS WITH EXTERNAL AGENCIES AND DEPARTMENTS

1. **PURPOSE:** To establish policy and procedures for the development, coordination and promulgation of memoranda of understanding, agreements or working relationships (hereinafter referred to as agreements) with organizations external to the DIA. This regulation also establishes a reference file of agreements falling within the scope of the regulation which have been approved or in the process of negotiation.

2. **REFERENCES:**

a. DIAM 49-1, "Organization and Functions (U)," CONFIDENTIAL.

b. DIAR 45-15, "Interservice Support."

c. DIAR 60-28, "DoD Relationships with Foreign Intelligence Services (U)," CONFIDENTIAL/NOT RELEASABLE TO FOREIGN NATIONALS.

3. **APPLICABILITY:** This regulation applies to all components of the DIA. It does not apply to service and support agreements under the aegis of the Assistant Director for Resources and Systems (RS) (reference b), intelligence relationships with foreign intelligence services/governments or international organizations (reference c) or agreements involving the Defense Attache System retained under the cognizance of the Assistant Vice Director for Attaches and Training (AT) (reference b).

4. **DEFINITION:** Relationship with an external agency or department, as used in this regulation, is any understanding or arrangement which creates an obligation on the part of the DIA or which results in a benefit or service to the DIA not otherwise included within the purview of references b and c.

5. **SUPERSESSION:** This regulation supersedes DIAR 60-17, 3 April 1981. Black lines in the margins indicate changes.

6. **POLICY:** Agreements within the scope of this regulation entered into with any external agency

or department will be implemented with an officially executed document. To insure that all such agreements conform with Agency policy and legal requirements, documentation must be coordinated with the General Counsel (GC) and Deputy Director for Intelligence and External Affairs (DI) at commencement of initial negotiation efforts and again prior to official DIA approval. As a corollary to the development and revision of agreements, a central file of all approved documentation will be maintained within the Agency. Establishment of the file will assure the capability for an immediate and accurate response to inquiries emanating from senior level officials both internal and external to the Agency. Availability and currency of this agreement repository will minimize such problems as:

a. Overlapping or redundant agreements with external agencies or departments.

b. Duplicate requests to organizations for the same information or support.

c. Adverse impact on fulfillment of statutory commitments.

d. Inaccurate responses vis-a-vis total external assistance rendered to or by the DIA.

7. **GENERAL:**

a. Various Directorates have established or will find the occasion to establish formal or informal relationships with other Government agencies/departments. Such agreements include but are not limited to the following purposes: cross utilization of equipment organic to one of the respective parties, the collection, processing, exchange and safeguarding of intelligence information, or creation of work arrangements to assist the military intelligence production effort. These arrangements are primarily the result of cooperative efforts of Executive Branch organizations required to assure the optimum accomplishment of each party's functional responsibilities.

b. Responsibility for preparing, coordinating, implementing, and revising an agreement resides within the Directorate (hereby designated the Office of Primary Responsibility (OPR)) which has the need to establish an understanding or arrangement between DIA and another signatory party(ies). The DIA component acting as the OPR for an external agreement will insure that DI is provided an annual certification as to the continued need for the agreement and any anticipated status change.

c. Each DIA component recommending the establishment of a new agreement will accomplish coordination to include, as a minimum, DI and GC to insure that there is no duplication with existing agreements and that the proposed agreement is consistent with policy and legal consideration. Termination of an existing agreement will necessitate notification of the central file custodian (DI-6 - Programs and Policy Division) to assure the currency of the file and to insure timely notification of the Office of the Secretary of Defense (OSD) level organization with cognizance of all Department of Defense (DoD) agreements.

8. PROCEDURES:

a. DI will:

- (1) Provide guidance on policy and procedures.
- (2) Maintain the central file of Agency agreements (paragraph 6).
- (3) Coordinate on all actions relative to agreements.
- (4) Provide GC with a current summary data of

central file holdings and others, as necessary.

(5) Act as principal liaison component with external organizations and designate an Agency agreements officer and repository custodian.

b. GC will:

(1) Act as liaison component with the OSD General Counsel.

(2) Coordinate on all actions relative to agreements.

(3) Provide interpretation and advice relative to legal aspects of agreements.

c. Each Deputy Director will:

(1) Prepare agreements for signature by an appropriate Agency official when required to establish a relationship with an external agency or department.

(2) Contact DI for policy guidance, GC for legal advice, and RS if there are resource (financial or manpower) implications.

(3) Insure coordination of proposed agreements is effected with DI and GC prior to transmittal to an appropriate Agency official.

(4) Forward a signed copy of each agreement and a summary statement as to the subject therein to DI for retention in the central file repository.

(5) Advise DI on an annual basis as to the continued need for the agreement and any anticipated status change.

FOR THE DIRECTOR:

OFFICIAL:

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